

REMARKS

This amendment is responsive to the final Office Action of March 23, 2011. Reconsideration and allowance of **claims 9-12, 25-33, 36-41, and 43** are requested.

The Office Action

Claims 33 and 41 were rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement.

Claim 10 was rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 9, 11, 12, 25-32, 36-40, and 43 were indicated as allowed.

Claim 10 was indicated as allowable if the 35 U.S.C. § 112, second paragraph, was overcome

The Amendment Should be Entered

Applicant respectfully requests that the Examiner enters the present amendment.

The Applicant submits that this Amendment After Final Rejection places this application in condition for allowance by amending claims in a manner that is believed to render all pending claims allowable over the cited art and/or at least place this application in better form for appeal.

This Amendment reduces the issues on appeal by addressing the Examiner's new 35 U.S.C. 112 grounds of rejection. This Amendment addresses the Examiner's request to comply with the written description requirements for **claims 33 and 41** and particularly point out and distinctly claim the conditional language of **claim 10**. The issues were not earlier presented because Applicant believed that the prior responses placed this application in condition for allowance, for at least the reasons discussed in those responses. Accordingly, entry of the present Amendment, as an earnest attempt to advance prosecution is requested.

35 U.S.C. § 112, First Paragraph

Claims 33 and 41 were amended to address the Examiner's 35 U.S.C. § 112, first paragraph, rejections.

35 U.S.C. § 112, Second Paragraph

Claim 10 was amended to overcome the Examiner's 35 U.S.C. § 112, second paragraph, rejection.

The Application is Now in Condition For Allowance

Claims 9, 11, 12, 25-32, 36-40, and 43 were indicated as allowed. **Claims 33 and 41** were amended to address the Examiner's 35 U.S.C. § 112, first paragraph, rejections. **Claim 10** was amended to overcome the Examiner's 35 U.S.C. § 112, second paragraph, rejection.

Accordingly, it is submitted that **claims 9-12, 25-33, 36-41, and 43** are now in condition for allowance.

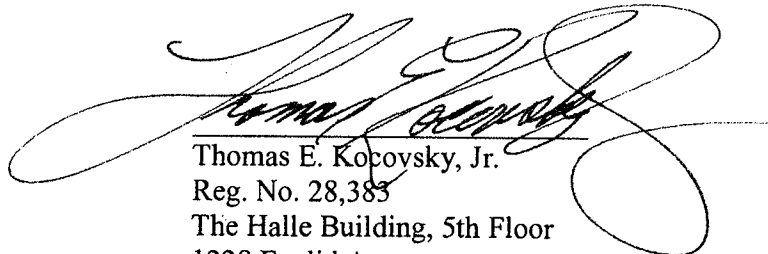
CONCLUSION

For the reasons set forth above, it is submitted that **claims 9-12, 25-33, 36-41, and 43** (all claims) distinguish patentably over the references of record and meet all statutory requirements. An early allowance of all claims is requested.

In the event the Examiner considers personal contact advantageous to the disposition of this case(s), he is requested to telephone Thomas Kocovsky at 216.363.9000.

Respectfully submitted,

Fay Sharpe LLP

A large, stylized handwritten signature in black ink, appearing to read 'Thomas E. Kocovsky, Jr.', is written over the printed name and address.

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